

FINAL STATEMENT OF REASONS

- a) Specific Purpose of the Regulations and Factual Basis for Determination that Regulations Are Necessary

Handbook Section 16-015.1(i)

Specific Purpose:

This handbook section is repealed to remove reference to food stamp coupon conversion.

Factual Basis:

These requirements are necessary because the federal government de-obligated paper coupons as legal tender as of June 18, 2009 as stated in the Supplemental Nutrition Assistance Program, Benefit Redemption Division, Food and Nutrition Service, 2009 Annual Report and 7 U.S.C. 2016(f)(3)(C). Sections 16-015.1(j) and (k) are relettered to (i) and (j) respectively for clarity and consistency.

Sections 16-120.11 through .13

Specific Purpose:

These sections are amended to reflect the new number of days before an account reaches inactive (135 days), dormant (180 days), or expunged (365 days) status.

Factual Basis:

These requirements are necessary based on the federal Food and Nutrition Act of 2008. The federal government has mandated these changes. Based on the Food and Nutrition Act of 2008, 7 U.S.C. 2016(h)(12), an account has reached 'expunged' status if there has not been any debit activity for at least 365 days, this is three months longer than what the current regulation allows. The Department has decided to also adjust the number of days to what is considered 'inactive' and 'dormant' accounts by changing to three months longer than what the current regulation states for consistency purposes.

Section 16-120.2

Specific Purpose:

This section is repealed to remove reference to food stamp coupon conversion.

Factual Basis:

This repeal is necessary because the federal government de-obligated paper coupons as legal tender as of June 18, 2009 as stated in the Supplemental Nutrition Assistance Program, Benefit Redemption Division, Food and Nutrition Service, 2009 Annual Report and 7 U.S.C. 2016(f)(3)(C).

Section 16-315

Specific Purpose:

This section is repealed to remove reference to food stamp coupon conversion.

Factual Basis:

This repeal is necessary because the federal government de-obligated paper coupons as legal tender as of June 18, 2009 as stated in the Supplemental Nutrition Assistance Program, Benefit Redemption Division, Food and Nutrition Service, 2009 Annual Report and 7 U.S.C. 2016(f)(3)(C).

Section 16-601.6(w)

Specific Purpose:

This section is amended to include training on the use of the EBT client website as part of the cardholder training where cardholders can check their accounts, find ATM locations, etc.

Factual Basis:

This amendment is necessary because the new state EBT vendor, ACS State and Local Solutions Inc., has created a client website for EBT cardholders. This is a new website and the Department wants cardholders to become aware of it through client communication and county training.

b) Identification of Documents Upon Which Department Is Relying

- Food and Nutrition Act of 2008, Section 7 [7 U.S.C 2016(f)(3) and (h)(12)]
- Supplemental Nutrition Assistance Program, Benefit Redemption Division, Food and Nutrition Service, 2009 Annual Report

c) Local Mandate Statement

These regulations do impose a mandate on local agencies, but not on local school districts. There are no reimbursable state-mandated costs under Section 17500 et seq. of the Government Code, because these regulations only make technical and clarifying changes.

d) Statement of Alternatives Considered

CDSS has determined that no reasonable alternative considered or that has otherwise been identified and brought to the attention of CDSS would be more effective in carrying out the purpose for which the regulations are proposed or would be as effective and less burdensome to affected private persons than the proposed action.

e) Statement of Significant Adverse Economic Impact On Business

CDSS has determined that the proposed action will not have a significant, statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states.

f) Testimony and Response

These regulations were considered as Item #1 at the public hearing held on October 13, 2010 in Sacramento, California. No written or oral testimony was received during the 45-day comment period from August 27 to 5:00 p.m. October 13, 2010.

g) 15-Day Renotice Statement

Pursuant to Government Code Section 11346.8, a 15-day renotice and complete text of modifications made to the statement of reasons were made available to the public following the public hearing. No changes were made to the regulations text following the public hearing. No written testimony on the modifications renoticed for public comment from November 3 through 19, 2010 was received.